

Message Text

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ORIGIN ACDA-19

INFO OCT-01 EUR-25 EA-11 IO-14 ISO-00 PM-07 DODE-00 AEC-11

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NSAE-00 NSC-07 OIC-04 SP-03 PA-04 PRS-01 RSC-01

SCI-06 SS-20 USIA-15 SAJ-01 /206 R

DRAFTED BY ACDA/IR:PMAYHEW:ACG

APPROVED BY ACDA/IR:RHILLER

PM/DCA:JWSALMON

DOD/ISA:COL J.GRANGER

EA/J:JCAMPBELL

ACDA/IR:ANEIDLE

ACDA/IR:WGIVAN

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FM SECSTATE WASHDC

TO USMISSION GENEVA

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INFO AMEMBASSY LONDON

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C O N F I D E N T I A L STATE 065726

E.O. 11652:GDS

TAGS: PARM, JA

SUBJECT: CW: CONSULTATIONS WITH JAPANESE

REF: STATE 49596 (NOTAL)

DISTO

1. ON MARCH 27 INFORMAL CONSULTATIONS JAPANESE REQUESTED
TO EXPLAIN THEIR DRAFT CW TREATY WERE HELD WITH REPS OF
ACDA, DOD AND STATE. JAPANESE EXPLAINED AS BACKGROUND TO
THEIR DRAFT THAT SOVS AND ALLIES HAD TABLED DRAFT CW
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CONVENTION AT CCD AND NON-ALIGNED NATIONS HAD SUBMITTED

IDEAS ON A CW CONVENTION IN MEMORANDUM; THIS LEFT WESTERN NATIONS IN POSITION WHERE ARGUMENT BEING MADE THAT THEY WERE RESPONSIBLE FOR LACK OF PROGRESS ON CW AT CCD. JAPANESE THEREFORE CAME TO CONCLUSION THEY SHOULD TAKE CW INITIATIVE IF OTHER WESTERN NATIONS NOT PREPARED DO SO. JAPANESE SAID THEY WERE VERY INTERESTED IN RECEIVING US REACTIONS TO THEIR DRAFT TREATY.

2. ACDA OFF EXPLAINED THAT WE WERE CONTINUING OUR STUDIES OF CW IN USG AND COULD NOT SAY WHEN OR WHETHER WE WOULD TAKE DECISIONS ON CW. WE THEREFORE COULD NOT SAY WHETHER WE WOULD HAVE AN INITIATIVE ON CW AT SOME POINT OR WHETHER WE COULD SUPPORT ANY OTHER INITIATIVE. ANY COMMENTS ON JAPANESE DRAFT THEREFORE TENTATIVE AND

DECISION ON TABLING MUST BE MADE BY JAPANESE IN LIGHT OF SITUATION AS THEY SEE IT.

3. JAPANESE EXPLAINED THAT THERE WERE TWO GUIDING PRINCIPLES IN THE FORMULATION OF THEIR TREATY DRAFT: ANY CW CONVENTION SHOULD BE IN FORMAT OF A COMPREHENSIVE BAN ON ACTIVITIES AND AGENTS TO SECURE THE SUPPORT OF THE NON-ALIGNED NATIONS; BUT THE COMPREHENSIVE BAN SHOULD BE REACHED GRADUALLY, BEGINNING WITH WHAT IS ESSENTIALLY A PARTIAL BAN ON PRODUCTION, TRANSFER, ACQUISITION, ETC. WHILE THERE IS LANGUAGE WHICH COULD BE READ AS PROHIBITING STOCKPILING OF CW AGENTS, OTHER LANGUAGE WOULD PROVIDE THAT THE ACTUAL DESTRUCTION OF EXISTING STOCKPILES WOULD TAKE PLACE "AS SOON AS POSSIBLE" AND EACH PARTY WOULD THEREFORE DETERMINE FOR ITSELF WHEN TO DESTROY ITS STOCKPILES. THERE WOULD BE NO LEGAL REQUIREMENT UNDER THE TREATY TO DESTROY STOCKS. THE JAPANESE SAID FREQUENT REVIEW CONFERENCES WOULD "PROMOTE" DESTRUCTION AND BRING PRESSURES ON PARTIES TO UNDERTAKE DESTRUCTION.

4. JAPANESE SAID IT WAS THEIR INTENTION TO ESTABLISH IMMEDIATE BAN COVERING SUPER TOXIC (NERVE) AGENTS. HOWEVER, THEY ENVISIONED POSSIBILTY OF EXCLUDING SOME OTHER AGENTS FROM IMMEDIATE BAN. THESE WOULD INCLUDE DUAL PURPOSE AGENTS FOR WHICH VERIFICATION MOST DIFFICULT SUCH

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AS PHOSGENE AND CHLORINE WHICH HAVE BOTH CIVILIAN AND MILITARY USES.

5. JAPANESE PROPOSE NATIONAL VERIFICATION ORGANS AND INTERNATIONAL VERIFICATION AGENCY (IVA). THEY ENVISION THAT, SINCE OBLIGATORY INSPECTION WOULD BE POLITICALLY IMPOSSIBLE, BURDEN OF VERIFICATION WOULD FALL ON IVA ANALYSIS AND EVALUATION OF REPORTING BY NATIONAL ORGANS.

JAPANESE HAD NOT YET FORMULATED PROPOSED DETAILED ANNEXES TO TREATY THAT WOULD SPECIFY MANNER AND DETAIL OF NATIONAL REPORTING AND FUNCTIONS OF IVA, AND MIGHT LEAVE THEM FOR NEGOTIATION AT CCD. IVA INSPECTION REQUEST COULD BE REFUSED BY NATION SUSPECTED OF NON-COMPLIANCE BUT STATE REFUSING TO BE INSPECTED WOULD BE REQUIRED EXPLAIN REFUSAL.

6. IN RESPONSE TO OUR QUESTION ON HOW DRAFT WOULD RELATE TO POSSIBLE US DEVELOPMENT AND PRODUCTION OF BINARY CW, JAPANESE SAID ACTIVITIES AND CHEMICAL PRECURSORS OF BINARY AGENTS WOULD BE BANNED UNDER PROHIBITION COVERING ACTIVITIES IN REGARD TO AGENTS THAT HAVE NO JUSTIFICATION FOR PROTECTIVE OR OTHER PEACEFUL PURPOSE.

7. JAPANESE WERE TOLD WE THOUGHT VERIFICATION PROVISIONS INTERESTING, COULD WARRANT SERIOUS CCD STUDY, AND THAT REACTIONS TO THEM COULD BE IMPORTANT FOR FURTHER WORK ON CW. WE ALSO POINTED OUT POSSIBLE DIFFICULTY (WHICH JAPANESE HAD ALSO NOTED) OF PRESENTING TREATY WHICH APPEARED COMPREHENSIVE BUT WAS IN FACT INTENDED TO BE PARTIAL. IN RESPONSE TO QUESTION, JAPANESE SAID THEY HAD STUDIED POSSIBILITY OF PROVISION THAT WOULD EXPLICITLY ALLOW EXCLUSION OF AN ACTIVITY (SUCH AS STOCKPILING) FROM PROHIBITIONS, BUT HAD DECIDED SUCH A PROVISION TOTALLY UNACCEPTABLE TO NON-ALIGNED.

8. JAPANESE STRESSED THAT DRAFT THEY HAD GIVEN US IS STILL PRELIMINARY AND SUBJECT TO FURTHER CLEARANCES IN GOJ. IF THEY DECIDE TO TABLE AT CCD THEY HOPE TO DO SO IN LATE APRIL. RUSH

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